

**ENTERED**

October 05, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

GENARO LOPEZ, *et al.*,

§

§

VS.

§ CIVIL ACTION NO. 4:17-CV-697

§

BANK OF AMERICA, N.A., *et al.*,

§

**ORDER ADOPTING MEMORANDUM AND ORDER**

Pending before the Court in the above referenced proceeding is Defendant's Motion to Dismiss Plaintiffs' Amended Complaint (Doc. 27); Plaintiffs' Response (Doc. 32); and Judge Stacy's Memorandum and Recommendation that the Court grant the Defendant's Motion to Dismiss pursuant to Fed.R.Civ.P. 12(b)(6) for failure to state a claim. Plaintiffs filed objections (Doc. 38), to which Defendants responded (Doc. 41).

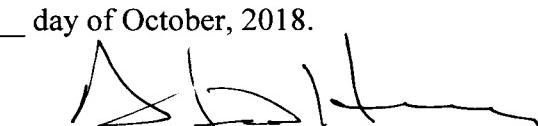
The Court reviewed, *de novo*, the Magistrate Judge's conclusions and the objections thereto and agrees that Plaintiffs have failed to state any claims upon which relief may be granted. Accordingly, it is hereby

**ORDERED** that the Memorandum and Recommendation (Doc. 37) is **ADOPTED**. It is further

**ORDERED** that Defendants' Motion to Dismiss (Doc. 27) is **GRANTED** and that Plaintiffs' claims be **DISMISSED WITH PREJUDICE** for failure to state a claim.

This Order shall constitute entry of final judgment.

SIGNED at Houston, Texas, this 5 day of October, 2018.

  
ANDREW S. HANEN  
UNITED STATES DISTRICT JUDGE